

STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS

State Board of Examiners of Heating, Ventilating, Air Conditioning and Refrigeration (HVACR)
Contractors

Meeting # 28 . - Public Meeting Agenda

JULY 7, 2015 ~ 9:00 AM ~ SUSSEX ROOM ~ 6TH Floor

124 Halsey Street, Newark, New Jersey

-
1. CALL TO ORDER
 2. ROLL CALL
 3. ON-LINE LICENSING APPLICATIONS - UPDATE ~ **Stats as of June 30, 2015**

Grandfathered Master HVACR Contractors

Application Review	12,326	Completed	6,591	Deficiency Cue:	2,661
		Active	5,735		

Licensed Master HVACR Contractors: 19HC 00 4489 00

Master HVACR Contractors - BY EXAM

Applications pending 130

Applications on file for Master HVACR Contractors will be reviewed by
Board Members in Executive Closed Session

-
4. APPROVAL OF MINUTES of the JUNE 2, 2015 MEETING
-

5. EMAIL INQUIRY DATED JUNE 14, 2015
DAVE CASTNER, ORGANIZER, SMWIALU 22

RE: Exhaust fans, smoke detectors, humidifiers, residential ductwork

Mr. Castner attaches a letter to his email, expressing the opinion of Sheet Metal Workers Local 22, and addressing some of the topics that were discussed at the June 2, 2015 meeting. Mr. Castner's letter is dated June 23, 2015.

6. INQUIRY DATED JUNE 15, 2015 SUBMITTED By
JOSEPH W. BAHR, JR. VP BAHR AND SONS ELECTRICAL CONTRACTORS
BAYVILLE, NJ

RE NATURAL GAS PIPING INSTALLATION
SEEKS EXEMPTION FROM LICENSURE OR EXTENSION OF GRANDFATHERING

7. INQUIRY DATED JUNE 15, 2015 SUBMITTED By
PHILIP L. CHAPMAN, COUNSELORS AT LAW
LUM, DRASCO & POSITAN LLC

APRIL 24, 2015

RE APPLICATION OF NAJIB JAFAR FOR A GRANDFATHERED
HVACR APPLICATION

Mr. Chapman was unable to produce evidence of his client's application for a Master HVACR License within the 6 month grandfathered period; was unable to furnish documentation to support the payment of the application fee by a credit card statement; and could not produce a printed version of the HVACR application or bar-coded receipt bearing an Applicant ID # for Najib Jafar.

Mr. Chapman is requesting the Board grant his client the opportunity to grandfather for a Master HVACR license after the September 1, 2014 deadline.

8.

DISCIPLINARY ACTION

PROVISIONAL ORDER ISSUED AND SERVED MARCH 6, 2015
BOARD CONTACT BY VOICE MAIL & EMAIL to ADDRESS OF RECORD
FAILURE TO RESPOND TO POD

IN THE MATTER OF THE APPLICATION OF
CHARLES R. JONES
FOR A HEATING, VENTILATING AIR CONDITIONING AND
REFRIGERATION (HVACR) LICENSE IN THE STATE OF NEW JERSEY

ADMINISTRATIVE ACTION
PROVISIONAL ORDER OF DENIAL OF LICENSURE
FILED MARCH 3, 2015

This matter was opened to the HVACR Board upon receipt of information which the Board has reviewed and on which the following preliminary findings of fact and conclusions are made:

Charles R. Jones (Respondent) applied for a grandfathered HVACR license in New Jersey. However, during the processing of his HVACR license, a check of the files of the State Board of Examiners of Master Plumbers ("SBEMP"), determined that Jones was previously licensed as a master plumber, having been issued a plumbing license on September 1, 1993, however, was listed in a "Revoked" status.

On June 27, 1996, the SBEMP filed an "Order Entering Default" and revoking Respondent's plumbing license—the finding that Jones had secured his plumbing license under false pretenses by submitting a work certification which he knew contained false information, in violation of NJSA 45:1-2(B). Further, the SBEMP then found that respondent obtained his plumbing license under false pretenses which constituted professional misconduct in violation of NJSA 45:1-21(e).

The SBEMP found in 1996 that Respondent Jones submitted a work certification in support of his plumbing license application toward his experience, which purported to be certified by a Licensed Master Plumber.

Continued . . .

8. Continued

IN THE MATTER OF THE APPLICATION OF
CHARLES R. JONES
FOR A HEATING, VENTILATING AIR CONDITIONING AND
REFRIGERATION (HVACR) LICENSE IN THE STATE OF NEW JERSEY

ADMINISTRATIVE ACTION
PROVISIONAL ORDER OF DENIAL OF LICENSURE
FILED MARCH 3, 2015

It was later determined that the Licensed Master Plumber of the work certification had never signed a work certification on behalf of Jones, and he had never employed the Respondent. Respondent Jones testified at an Investigative Inquiry proceeding that he never worked for the Licensed Master Plumber listed on the work certification; and secondly, admitted that he knew the work certification submitted in connection with the application for a Master Plumber's license contained a signature purported to belong to the Licensed Master Plumber, whom he alleged to be his employer.

On his May 5, 2014, grandfathered application for a Master HVACR Contractor's license, Jones responded "No" to the question within the Crime section: "Have you ever been disciplined or denied a professional or occupational license or certificate of any kind in the State of New Jersey or any other State....?" Jones also responded "No" to the second question "Have you ever had a professional or occupational license or certificate of any type suspended, revoked or surrendered in New Jersey, or an other state...?"

The above preliminary findings of fact provide grounds for denying respondent's application for a Master HVACR Contractor, pursuant to NJSA 45I:1-21 (a) and (b), in that his false responses on his HVACR application involved his engaging in the use and employment of dishonesty, fraud, deception and misrepresentation.

His application is hereby provisionally denied. The POD provides the respondent with a 30 day time frame by which to submit his response.

All facts, details and exhibits are made part of the POD.
